

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

THE CITY OF HUNTINGTON,

Plaintiff,

v.

AMERISOURCEBERGEN DRUG
CORPORATION, et al.,

Defendants.

Civil Action No. 3:17-01362
Hon. David A. Faber

CABELL COUNTY COMMISSION,

Plaintiff,

v.

AMERISOURCEBERGEN DRUG
CORPORATION, et al.,

Defendants.

Civil Action No. 3:17-01665
Hon. David A. Faber

**DEFENDANTS' NOTICE OF DESIGNATED DEPOSITION
TESTIMONY AND EXHIBITS**

Pursuant to Federal Rule of Civil Procedure 32, Defendants hereby provide notice that during the pendency of trial proceedings in this matter, Defendants moved for admission and submitted to the Court designated deposition excerpts of five witnesses, listed below, in both electronic and hard-copy.¹ Each submission contained designations from Defendants (affirmative, responsive, and completeness designations) and, as applicable, from Plaintiffs (counter, and

¹ See ECF No. 1478 (Trial Witness List).

completeness designations).² Also submitted where related exhibits (offered by Plaintiffs and Defendants), and a list of all evidentiary objections made by either party opposing the introduction of any particular designation and/or exhibit.

Name	Title/Affiliation	Deposition Date(s)	Date of Submission
Darren Cox	Supervisory Special Agent/former FBI Coordinator of Huntington Violent Crime & Drug Task Force	7/15/2020	7/27 Tr. 95:9-20
June Howard	Chief/DEA Targeting and Analysis Unit	4/25/2019	7/12 Tr. 165:4-12
Robert Knittle	Executive Director/West Virginia Board of Medicine	8/27/2020	7/27 Tr. 95:9-20
Michael Mapes	Diversion Investigator/DEA	7/11/2019, 7/12/2019	7/27 Tr. 95:9-20
Beth Thompson (30(b)6)	Administrator/Cabell County Commission	7/23/2020, 7/28/2020	7/27 Tr. 95:9-20

Accompanying this Notice are:

- Appendix A, which includes copies of the transcripts that were submitted to the Court. These transcripts were submitted to the Court in both hard-copy and electronically, accompanied by a list of corresponding exhibits as well as any evidentiary objections made to the admission of testimony and/or exhibits as well as responses to those objections.
- Appendix B, which includes a list of all exhibits submitted by Defendants in relation to these deposition designations.
- Appendix C, which includes a list of all exhibits submitted by Plaintiffs in relation to these deposition designations.

² The Court has docketed a record of receipt of the electronic submissions to the Court (*see* ECF No. 1478-2). Nonetheless, in light of Plaintiffs filing on the docket copies of all deposition designations they submitted throughout trial (*see* ECF No. 1490), Defendants submit this reciprocal notice for purposes of ensuring a complete record.

- Appendix D, which includes charts showing deposition designations, objections, and replies to objections.

Dated: October 4, 2021

Respectfully Submitted,

McKesson Corporation

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CERTIFICATE OF SERVICE

The undersigned counsel hereby certifies that on this 4th day of October, 2021, the foregoing “DEFENDANTS’ NOTICE OF DESIGNATED DEPOSITION TESTIMONY AND EXHIBITS” was served using the Court’s CM/ECF system, which will send notification of such filing to all counsel of record.

/s/ Timothy C. Hester
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